

FORM PTO-1390

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

71912-011

U.S. APPLIC. NO. (if known, see 37 CFR 1.5)

Not yet assigned

10/505156

INTERNATIONAL APPLICATION NO.
PCT/JP03/01518

INTERNATIONAL FILING DATE
February 14, 2003

PRIORITY DATE CLAIMED
February 22, 2002

TITLE OF INVENTION
ADJUSTABLE BED

APPLICANTS FOR DO/EO/US

Kenji TAGUCHI, Hiroshi ABE, Masashi MORIKAWA, Hideo KAWAKAMI and Atsushi OGAWA

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☒ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendment has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information.
 1. International Search Report prepared by JPO
 2. PCT/IPEA/409
 3. PCT/RO/101
 4. PCT/IB/301, 308 and 332

U.S. APPLIC. NO. (if known, see 37 CFR 1.502) Not yet assigned 10/505156		INTERNATIONAL APPLICATION NO. PCT/JP03/01518		ATTORNEY'S DOCKET NUMBER 71912-011	
				CALCULATIONS	PTO USE ONLY
17. <input checked="" type="checkbox"/> The following fees are submitted: <div style="display: flex; justify-content: space-between;"> <div> Basic National Fee (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO International preliminary examination fee paid to USPTO (37 CFR 1.482) No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) </div> <div style="text-align: right;"> \$920.00 \$730.00 \$770.00 \$1,080.00 \$100.00 </div> </div> <div style="text-align: right; margin-top: 10px;"> ENTER APPROPRIATE BASIC FEE AMOUNT = </div>				<div style="border: 1px solid black; padding: 2px; margin-bottom: 2px;">\$920.00</div> <div style="border: 1px solid black; padding: 2px;">\$ 0.00</div>	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				<div style="border: 1px solid black; padding: 2px; margin-bottom: 2px;">\$ 0.00</div>	
Claims	Number Filed	Number Extra	Rate		
Total Claims	101 -20 =	81	x \$18.00	\$1458.00	
Independent Claims	5 -3 =	2	x \$86.00	\$172.00	
Multiple dependent claim(s) (if applicable)			+ \$290.00	\$290.00	
TOTAL OF ABOVE CALCULATIONS =				\$2840.00	
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				<div style="border: 1px solid black; padding: 2px; margin-bottom: 2px;">\$0.00</div>	
SUBTOTAL =				\$2840.00	
Processing fee of \$130.00 for furnishing the English translation later than the <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				<div style="border: 1px solid black; padding: 2px; margin-bottom: 2px;">\$ 0.00</div>	
TOTAL NATIONAL FEE =				\$2840.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				<div style="border: 1px solid black; padding: 2px; margin-bottom: 2px;">\$ 40.00</div>	
TOTAL FEES ENCLOSED =				\$2880.00	
				Amount to be: refunded	\$
				charged	\$2880.00
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed. b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>500417</u> in the amount of \$ <u>2880.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>500417</u> . A duplicate copy of this sheet is enclosed.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> Gene Z. Rubinson McDERMOTT WILL & EMERY LLP 600 13th Street, N.W. Washington, DC 20005-3096 (202) 756-8000 Facsimile (202) 756-8087 BASED ON FORM PTO-1390 (Rev. 5-93) </div> <div style="width: 50%; border-left: 1px solid black; padding-left: 10px;"> <div style="text-align: center; margin-bottom: 10px;"> SIGNATURE </div> <div style="text-align: center; margin-bottom: 10px;"> Gene Z. Rubinson NAME </div> <div style="text-align: center; margin-bottom: 10px;"> 33,351 REGISTRATION NUMBER </div> <div style="text-align: center; margin-bottom: 10px;"> August 20, 2004 DATE </div> </div> </div>					